



# राजपत्र, हिमाचल प्रदेश

## (असाधारण)

हिमाचल प्रदेश शासन द्वारा प्रकाशित

(शिमला, बुधवार, 26 अक्टूबर, 1960/4 कार्तिक, 1882

**HIMACHAL PRADESH ADMINISTRATION**

**ELECTION DEPARTMENT**

### NOTIFICATION

*Simla-4, the 21st October, 1960/29th Asvina, 1882*

No. EI-8-48/57.—WHEREAS the election of Shri N. N. Mohan, Managing Director, Solan Breweries Limited, Solan Brewery, Tehsil Solan, District Mahasu, as a Member of Municipal Committee, Solan, from general seat of Ward No. 5 was challenged by Shri Jagdish Mitter, by an Election Petition No. 6 of 58.

Shri Jagdish Mitter S/o Pandit Sada Nand, resident of Solan, Mahasu, Himachal Pradesh .. .. .. Petitioner.

*Versus*

1. Shri N. N. Mohan, Managing Director, M/s Solan Breweries Limited, Solan Brewery.
2. Shri K. G. Khanna, Secretary, M/s Dyer Meakin Breweries Limited, Solan Brewery.
3. Shri S. C. Ghosh, Assistant Secretary, M/s Dyer Meakin Breweries Limited, Solan Brewery .. .. .. Respondents;

and a Commission was appointed under rule 60 of the Municipal Election Rules, 1957, to hold an enquiry into the allegations made into the said election petition;

AND, WHEREAS, the Commission submitted its report under rule 66 of the aforesaid Rules with the recommendations that as the allegations made into the petition suffer from vagueness and want of particulars and that the corrupt practices as alleged if at all committed by the Respondent No. 1 have not been proved the election petition be dismissed and the Respondent No. 1 declared duly elected. The Commission further recommended that the Respondents Nos. 2 and 3 shall be entitled to realise Rs. 50.00 while the Respondent No. 1 will be entitled to realise Rs. 100.00, as costs from the petitioner. The report of the Commission was considered by the Lieutenant Governor, Himachal Pradesh and he was pleased to recommend the case for disposal after recording evidence with respect to certain matters as mentioned in the revised order. The case was accordingly taken up by the Commission, but on 1-4-1960, for which the case fixed the petitioner did not turn up and, therefore, the petition was dismissed in default. No steps had been taken by the Petitioner within the period of limitation for the restoration of the Petition.

Now, THEREFORE, in exercise of the powers vested in him under section 255 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh, the Lieutenant Governor is pleased to dismiss the the election petition and to declare Shri N. N. Mohan the Respondent No. 1 duly elected as member of Solan Municipal Committee from Ward No. 5. The Lieutenant Governor is further pleased to order that the Respondents 2 and 3 shall be entitled to realise Rs. 50.00 and Respondent 1, will be entitled to realise Rs. 100.00 as costs from the petitioner, Shri Jagdish Mitter.

By order,  
K. B. SRIVASTAVA,  
*Secretary.*